



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
www.ladpw.org

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

DONALD L. WOLFE, Director

October 27, 2005

IN REPLY PLEASE

REFER TO FILE: **WM-7**

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**REQUEST TO APPROVE AN APPROPRIATION ADJUSTMENT TO
THE FLOOD CONTROL DISTRICT FUND AND AUTHORIZE THE AWARD AND
EXECUTION OF A CONSULTANT SERVICES AGREEMENT FOR THE
NORTH SANTA MONICA BAY WATERSHEDS REGIONAL WATERSHED
IMPLEMENTATION PLAN AND MALIBU CREEK WATERSHED BACTERIA TOTAL
MAXIMUM DAILY LOAD IMPLEMENTATION PLAN
SUPERVISORIAL DISTRICT 3
4 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Find that the preparation of the North Santa Monica Bay Watersheds Regional Watershed Implementation Plan (RWIP) and the Malibu Creek Watershed Bacteria Total Maximum Daily Load (TMDL) Implementation Plan is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15262 of the State CEQA guidelines.
2. Approve the enclosed Appropriation Adjustment in the amount of \$1,200,000 (Enclosure A).
3. Award and authorize the Chief Engineer of the Flood Control District, or his designee, to execute a Consultant Services Agreement with Camp Dresser & McKee Inc. to prepare the North Santa Monica Bay Watersheds RWIP and the Malibu Creek Watershed Bacteria TMDL Implementation Plan for a not to exceed fee of \$1,200,000 and to issue a Notice to Proceed following Board approval.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The objective of the North Santa Monica Bay Watersheds RWIP is to assist public agencies in the North Santa Monica Bay Watersheds in complying with the municipal stormwater National Pollutant Discharge Elimination System permits, TMDLs, and Assembly Bill 885 regulatory requirements. This effort began with a kickoff meeting in April 2004, which hosted over 80 attendees from throughout the watershed. A North Santa Monica Bay Watersheds Task Force was established and continues to meet to provide for regional education among stakeholders. Most recently, the task force developed an outline for the RWIP and is now ready to begin plan development.

On December 13, 2004, the Malibu Creek Watershed Bacteria TMDL regulation was adopted by the Los Angeles Regional Water Quality Control Board. The TMDL was later approved on September 22, 2005, by the State Water Resources Control Board. It is anticipated that the TMDL will become effective early in 2006. The regulation designates the County of Los Angeles and the Flood Control District as responsible agencies along with other agencies with jurisdiction over the areas that drain to the Malibu Creek Watershed.

The goal of the Malibu Creek Bacteria TMDL Implementation Plan is to describe an achievable program to meet the requirements of the TMDL in the most effective and cost-efficient manner while allowing for an integrated, iterative, and adaptive approach. The TMDL requires each responsible agency to submit a written report outlining how each intends to cooperatively achieve compliance with the TMDL within one year of the effective date of the TMDL. This requirement has prompted the development of a joint TMDL implementation plan. The consultant services will assist us in developing practical Best Management Practices, treatment opportunities, and other strategies. Public Works is leading the implementation plan development effort and coordinating between the County of Ventura; County of Ventura Watershed Protection District; Caltrans; and the Cities of Agoura Hills, Calabasas, Malibu, Thousand Oaks, and Westlake Village. When completed, the Malibu Creek Watershed Bacteria TMDL Implementation Plan will then be integrated into the RWIP. Therefore, it is beneficial and necessary to develop these two plans jointly. Due to the comprehensive nature of the TMDL and the short regulatory timeframe, it is necessary to initiate work immediately.

Implementation of Strategic Plan Goals

This action is consistent with the County Strategic Plan Goals of Organizational Effectiveness because expertise and experience to perform the required services are not currently available in Public Works. The County Strategic Plan Goal of Fiscal Responsibility will be met by allowing Public Works to manage resources in a more efficient and responsible manner and utilizing a collaborative effort to produce the implementation plan.

FISCAL IMPACT/FINANCING

The Consultant Services Agreement is for an aggregate not to exceed fee of \$1,200,000. This includes \$203,565 for unforeseen work that may arise during the progress of the work. An appropriation adjustment to the Fiscal Year 2005-06 Flood Control District Fund is needed to provide financing for the Consultant Services Agreement.

The enclosed Appropriation Adjustment to increase the Flood Control District Fund's Services and Supplies Appropriation by \$1,200,000 is financed with a release of \$1,200,000 of the Flood Control District Fund's Appropriation for Contingencies.

There will be no impact to the County's General Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Government Code Section 31000 authorizes the County to contract for special services, including engineering services. The proposed Agreement is not subject to Proposition A because the services are of an extraordinary professional and temporary nature.

A standard Consultant Services Agreement, in the form previously approved by County Counsel, will be used. The standard Board-directed clauses that provide for termination of services, renegotiations, and hiring qualified displaced County employees will be included. The prices are fixed for the entire term of the Consultant Services Agreement, and there are no provisions for any cost of living increases.

As required by your Board, language has been incorporated into the Agreement stating that the consultant shall notify its employees, and shall require each subconsultant to notify its employees, about Board Policy 5.135, the Safely Surrendered Baby Law, and that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

As requested by your Board on August 12, 1997, and as a threshold requirement for consideration for contract award, Camp Dresser & McKee Inc. is willing to consider Greater Avenues for Independence Program/General Relief Opportunity for Work participants for future employment.

Camp Dresser & McKee Inc. is in full compliance with Los Angeles County Code Chapter 2.200 (Child Support Compliance Program) and Chapter 2.203 (Contractor Employee Jury Service Program).

Public Works has evaluated and determined that the Living Wage Program (County Code Chapter 2.201) does not apply to the recommended Agreement as this Agreement is for non-Proposition A services.

ENVIRONMENTAL DOCUMENTATION

The proposed services consist of the development of feasibility and planning studies for possible future actions, which your Board has not approved, adopted or funded. Accordingly, the Agreement is statutorily exempt from the provisions of CEQA pursuant to Section 15262 of the State CEQA guidelines. Any future project that may be proposed for construction or implementation will undergo the appropriate environmental review.

CONTRACTING PROCESS

On July 19, 2004, Public Works issued a Request for Proposals to develop select lists of engineering consultants. A total of 18 firms responded to the Request for Proposals. An Evaluation Committee composed of Public Works' staff evaluated the proposals and selected five firms as the best qualified firms for the Select List of Qualified Consultants for Watershed Management projects. The firms selected are Psomas, Camp Dresser & McKee Inc., URS, CH2M Hill, and RBF Consulting. The selection was done without regard to race, creed, color, or gender. Public Works will develop projects and select consultants in the order of established ranking from the Select List of Qualified Consultants.

Participation by Community Business Enterprises (CBEs) in the project is encouraged through Public Works' CBE Outreach Program and the requirement that consultants demonstrate their good faith efforts to utilize CBEs. Camp Dresser & McKee Inc. is aware of our CBE Outreach Program, and its proposed CBE participation is on file with Public Works.

The Honorable Board of Supervisors
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Camp Dresser & McKee Inc.'s three-year contracting history is on file with Public Works.

To ensure the Agreement is awarded to a responsible consultant with a satisfactory performance history, consultants were required to report violations of the False Claims Act, their civil litigation history, and information regarding prior criminal convictions. The information reported by Camp Dresser & McKee Inc. was considered before making this recommendation to approve execution of the Agreement.

As requested by your Board on February 3, 1998, and to further increase consultant awareness of contracting opportunities with Public Works, this Request for Proposal was listed on the County's "Doing Business with Us" website. Copies of the website postings are included as Enclosure B for your reference.

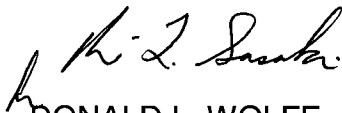
IMPACT ON CURRENT SERVICES (OR PROJECTS)

The project will have no adverse impact on current services.

CONCLUSION

Please return three adopted copies of this letter to Public Works.

Respectfully submitted,



DONALD L. WOLFE
Director of Public Works

CT:jc P:\wmpub\NSMB Watershed\Regional Implementation Plan\Board letters\RWIP_Malibu TMDL_10_27.doc\05093

Enc. (2)

cc: Chief Administrative Office
County Counsel
Department of Public Social Services (GAIN/GROW Program)

REQUEST FOR APPROPRIATION ADJUSTMENT
DEPARTMENT OF PUBLIC WORKS

NO. 690

October 12, 2005

AUDITOR-CONTROLLER.

THE FOLLOWING APPROPRIATION ADJUSTMENT IS DEEMED NECESSARY BY THIS DEPARTMENT. WILL YOU PLEASE REPORT AS TO ACCOUNTING AND AVAILABLE BALANCES AND FORWARD TO THE CHIEF ADMINISTRATIVE OFFICER FOR HIS RECOMMENDATION OR ACTION.

ADJUSTMENT REQUESTED AND REASONS THEREFOR

FISCAL YEAR 2005-06
4 - VOTES

SOURCES

USES

PW-Flood Control District General Fund
Appropriation for Contingencies
B07 - PW - 47000 - 3303 - \$1,200,000

PW-Flood Control District General Fund
Services and Supplies
B07 - PW - 47000 - 2000 - \$1,200,000

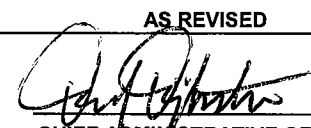
JUSTIFICATION

This adjustment is necessary to finance a consultant services agreement for the North Santa Monica Bay Watershed Regional Watershed Implementation Plan and Malibu Creek Watershed Bacteria Total Maximum Daily Load Implementation Plan as per the attached Board Letter.

(Control No. 06 02)


DONALD L. WOLFE, Director

CHIEF ADMINISTRATIVE OFFICER'S REPORT

REFERRED TO THE CHIEF ADMINISTRATIVE OFFICER FOR---	ACTION	APPROVED AS REQUESTED	AS REVISED
✓ RECOMMENDATION		October 20, 2005	 CHIEF ADMINISTRATIVE OFFICER
AUDITOR-CONTROLLER BY <i>Helen Hoag</i> NO. <u>168</u>	OCT. 13, 2005	APPROVED (AS REVISED): BOARD OF SUPERVISORS	BY _____ DEPUTY COUNTY CLERK

Award Information

ENCLOSURE B

Date	Description	Process
9/1/2005	THE FIVE FIRMS BELOW HAVE BEEN PLACED ON THE SELECT LIST OF WATERSHED MANAGEMENT CONSULTANTS. CONTRACTS WILL BE AWARDED AS NEEDED IN ORDER FROM 1 TO 5. THE LIST IS VALID FOR TWO YEARS WITH A 1-YEAR EXTENSION OPTION . 1. PSOMAS 2. CAMP DRESSER & MCKEE,	View Detail

Bid Information

Bid Number : WMDM000002
Bid Title : Select List - Watershed Management Consultants
Bid Type : Service
Department : Public Works
Commodity : ENGINEERING - WATER SUPPLY, TREATMENT, AND DISTRIBUTION
Open Date : 7/19/2004
Closing Date : 8/18/2004 5:00 PM
Notice of Intent to Award : [View Detail](#)
Bid Amount : \$ 00,000
Bid Download : Not Available
Bid Description : Los Angeles County Dept. of Public Works is requesting proposals from qualified consulting firms to provide water resources/environmental engineering, flood hazard mitigation, & storm water quality mitigation services for various watershed management projects.

 Notice to Proposers "A," dated 7/27/04 provides the GAIN/GROW program form to consultants.
Contact Name : Grace Stohs
Contact Phone# : (626) 458-5114
Contact Email : gstohs@ladpw.org
Last Changed On : 7/27/2004 10:07:47 AM

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